	I .		
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12		DISTRICT COLLDT	
13	UNITED STATES DISTRICT COURT		
14	NORTHERN DISTRICT OF CALIFORNIA		
15	RODRIGO RIVAS, as an individual, and on behalf of all others similarly situated,	Case No. 3:13-cv-04962-MMC	
16	Plaintiff,	ORDER GRANTING	
17	vs.	PLAINTIFF'S REQUEST FOR DISMISSAI WITHOUT PREJUDICE;	
18)	
19	TERMINIX INT'L COMPANY, A Delaware	DENYING AS MOOT DEFENDANTS' MOTION TO COMPEL ARBITRATION	
20	Corporation; ERNEST WALKER, an individual; and DOES 1 through 100,	Judge: Hon. Maxine M. Chesney	
21	inclusive,	Tion. Maxine M. Chesney	
22	Defendants.		
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1	Pursuant to Rule 41 of the Federal Rules of Civil Procedure, Plaintiff	
2	Rodrigo Rivas ("Plaintiff") hereby requests that the above-named Complaint, in it	
3	entirety, be dismissed WITHOUT prejudice, and that the Court enter an Order of	
4	dismissal based thereon.	
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7	Dated: December 9, 2013 DIVERSITY LAW GROUP, A PROFESSIONAL CORPORATION	
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9	By: /s/ Larry W. Lee	
10	Larry W. Lee	
11	Attorneys for Plaintiff RODRIGO RIVAS	
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13	IT IS SO ORDERED.	
14	IT IS FURTHER ORDERED that defendants' "Motion to Dismiss or Stay Proceedings, To Compel Individual Arbitration, and to Strike Class, Collective and Representative PAGA Allegations" is DENIED as moot. ¹	
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17	Dated: December 11 , 2013 Mafine M. Cheken	
18	The Honorable Maxine M. Chesser	
19	United States District Judge	
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23	In the absence of the above-referenced dismissal, the Court would find it appropriate to defer ruling on defendants' motion, pending the California Supreme Court's decision	
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25	in <u>Iskanian v. CLS Transportation of Los Angeles LLC</u> , 147 Cal. Rptr. 3d 324 (Cal. 2012)	
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